

IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
v.)	Case No. 22-CR-167-RAW
)	
NATHAN REX UPTON,)	
)	
Defendant.)	

NOTICE OF INTENT TO ENTER PLEA

The Defendant, Nathan Rex Upton, through his attorney, Douglas Smith, Assistant Federal Public Defender, advises the Court he intends to enter a plea of guilty to the count two of the Indictment, Possession of Certain Material Involving the Sexual Exploitation of a Minor, without a plea agreement.

Mr. Upton's attorney will be out of the state due to a family emergency during the week of October 23rd through 27th. Defense Counsel will be available for a change of plea hearing on October 30th, 31st, or November 1st.

Respectfully submitted,

**OFFICE OF THE FEDERAL PUBLIC
DEFENDER**

Scott A. Graham, Federal Public Defender

By: s/Douglas G Smith II

Douglas G Smith II

Assistant Federal Public Defender

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Counsel for Defendant

CERTIFICATE OF SERVICE

I certify that on October 21, 2023, I electronically transmitted this document to the Clerk of Court using the ECF System for filing and transmittal of a Notice of Electronic Filing to the following ECF registrant:

Ms. Caila M. Cleary

Assistant United States Attorney

s/Douglas G Smith II

Douglas G Smith II